

CITY OF VANCOUVER

REGULAR COUNCIL MEETING

A Regular meeting of the Council of the City of Vancouver was held on Tuesday, September 25, 1973, in the Council Chamber at approximately 2:00 p.m.

PRESENT: Mayor Phillips
Aldermen Bowers, Gibson, Harcourt,
Hardwick, Linnell, Marzari,
Massey, Pendakur, Rankin &
Volrich.

CLERK TO THE COUNCIL: D.H. Little

PRAYER The proceedings in the Council Chamber were opened with prayer.

ACKNOWLEDGEMENT

Mayor Phillips acknowledged the presence in the Council Chamber of students from Vancouver City College under the direction of Mrs. Katz.

'IN CAMERA' MEETING

The Deputy City Clerk advised that the 'In Camera' Committee approved the one item for an 'In Camera' meeting later this day.

ADOPTION OF MINUTES

MOVED by Ald. Linnell,
SECONDED by Ald. Pendakur,

THAT the Minutes of the Regular Council meeting (with the exception of the 'In Camera' portion), dated September 18, 1973, be adopted.

- CARRIED UNANIMOUSLY.

COMMITTEE OF THE WHOLE

MOVED by Ald. Linnell,
SECONDED by Ald. Pendakur,

THAT the Council resolve itself into Committee of the Whole, Mayor Phillips in the Chair.

- CARRIED UNANIMOUSLY.

The Council agreed to vary the agenda to consider the following matters pertaining to the October 24, 1973 election:

Communication 3 - Board of School Trustees
School District No. 39 (Vancouver) Vacancy

The Council noted a communication dated September 25, 1973, from the Board of School Trustees advising that it had accepted the resignation of School Trustee, Mrs. Olive Johnson and pursuant to provision of Section 33, subsection (1) of the Public Schools Act, are advising City Council that a vacancy had occurred. The Board also passed the following motion:

cont'd.....

Regular Council, September 25, 1973 2

Communication 3 - Board of School Trustees
School District No. 39 (Vancouver) Vacancy (cont'd.)

"THAT the Vancouver School Board urge City Council to hold a by-election to fill the vacancy."

Mrs. Johnson's term as a Trustee would have expired on December 31, 1974.

MOVED by Ald. Linnell,

THAT Mrs. Olive Johnson's resignation be accepted with regret and a by-election be held on October 24, 1973 to fill the School Trustee vacancy, and the City Clerk take the necessary action to submit the matter to the voters.

- CARRIED UNANIMOUSLY.

Report "D" - Report of Special Committee
re Community Ice Rinks

Under date of September 24, 1973, the Corporation Counsel and the Deputy City Clerk reported as follows:

The Council on September 18, 1973, adopted a recommendation of the Mayor in respect of community ice rinks and the placing of a ballot to the electors on October 24, 1973, as follows

"I recommend that we ask the voters to approve a Money Bylaw for \$2,750,000 to provide five community ice rinks in the city. These could be built in the next two years as supplementary to the current Five Year Plan. There are four obvious locations

- Britannia Community Services Centre
- Champlain Heights area
- Langara (adjacent to City College)
- and Point Grey.

Park Board officials agree with these locations. The fifth location needs further examination but should be provided for in the vote.

I also recommend that the Corporation Counsel and City Clerk be authorized to draft the wording for the ballot and submit it to Council for approval."

Your officials therefore recommend the wording of a plebiscite under Section 245 of the Charter be submitted to all the electors as follows:

"Are you in favour of the Council having power to pass by-laws without the assent of the electors in any of the years 1973-1975 inclusive to borrow, from time to time, by the issue of debentures, sums not to exceed over the said period two million seven hundred and fifty thousand dollars (\$2,750,000) in the aggregate?

The following in brief and general terms, sets out the proposed project and the amount allocated therefor:

Establishing, equipping and furnishing COMMUNITY ICE RINKS including the acquisition of sites therefor
\$2,750,000

It is proposed that the Community Ice Rinks will be located in the
 Britannia Community Services Centre
 Champlain Heights Area
 Langara Area (adjacent to City College)
 Point Grey Area
 and One further location to be determined by Council "

Subsequently, the officials requested that the words "including the acquisition of sites therefor" be struck from the second last paragraph.

Regular Council, September 25, 1973 3

Report "D" - Report of Special
Committee re Community Ice Rinks (cont'd.)

After considering the foregoing report it was

MOVED by Ald. Linnell,

THAT the foregoing report of the Corporation Counsel and the Deputy City Clerk dated September 24, 1973, be approved after striking out the words "including the acquisition of sites therefor" and amending the last paragraph to read as follows:

"It is proposed that the project consist of five Community Ice Rinks located as follows:

- Britannia Community Services Centre
- Champlain Heights Area
- Langara Area (adjacent to City College)
- Point Grey Area

and One further location to be determined by Council."

FURTHER THAT the City Clerk take the necessary action to submit the question to the electors.

- CARRIED.

(Alderman Pendakur voted against the motion).

Report "E" - Report of Special Committee
re Property: Entrance to Stanley Park

Under date of September 24, 1973, the Special Committee re Property: Entrance to Stanley Park, submitted the following report:

The Council, on September 11, 1973 passed the following motion, respecting Harbour Park Lands at Entrance to Stanley Park:

"THAT the electors be polled on October 24, 1973, on the following basis of questions:

"Are you in favour of Council maintaining all the property in question for public open space or park?"

OR

"Are you in favour of a portion of the property being otherwise dealt with to recoup a part of the acquisition costs?"

FURTHER THAT the Corporation Counsel and the City Clerk, in conjunction with this Committee, prepare the form of question as it should appear on the ballot"

In reply to the instructions of the City Council, your Committee wishes to recommend that the question to be placed before the electorate should take the following form:

- "1. Are you in favour of the Council having the power to pass by-laws without the assent of the electors in any of the years 1973 - 1983 inclusive to borrow from time to time, by the issue of debentures, sums not to exceed over the said period \$2,000,000.00 in the aggregate?

The following, in brief and general terms, sets out the proposed project:

The acquisition of all of the privately-held interests in and to an area the approximate boundaries of which are indicated on the map below and marked as "A" for public use.
Amount allocated - \$2,000,000.00

2. Are you in favour of the Council having power to pass by-laws without the assent of the electors in any of the years 1973 - 1983 inclusive to borrow from time to time, by the issue of debentures, sums not to exceed over the said period \$4,400,000.00 in the aggregate?

cont'd.....

Regular Council, September 25, 1973 4

Report "E" - Report of Special Committee
re Property: Entrance to Stanley Park (cont'd.)

The following, in brief and general terms, sets out the proposed project:

The acquisition of all of the privately-held interests in and to an area the approximate boundaries of which are indicated on the map below and marked as "B" for public use.

Amount allocated - \$4,400,000.00

A map will be reproduced at the bottom of the ballot showing the two areas in question.

It is further recommended that the resolution of Council dated September 11, 1973 on this matter be varied accordingly.

It was proposed by Alderman Massey that an aerial photograph with the two blocks in question outlined be included in the information brochure to make the areas more precise and to give a better visual perspective. The Mayor therefore advised that this would be taken into consideration in the preparation of the information brochure.

MOVED by Ald. Pendakur,

THAT the foregoing report of the Special Committee be approved.

FURTHER THAT, the City Clerk take all the necessary action to submit these questions to the electors.

- CARRIED UNANIMOUSLY.

DELEGATIONS AND UNFINISHED BUSINESS

1. Vancouver Opportunities Program - Request for Classification and Salary Determination - 7 Positions

City Council, on September 11, 1973, deferred consideration of the following clause contained in the report of the Standing Committee on Social Services dated August 30, 1973 pending a hearing of a delegation:

Vancouver City Council on May 15, 1973, approved the following recommendations of the Board of Administration:

- "a. The Personnel Services Department be authorized to classify and determine salaries of the two existing full-time permanent positions in the Vancouver Opportunities Programme, and
- b. The Personnel Services Department be authorized to assist the Director of Welfare & Rehabilitation in his study of the need for further permanent staff by advising and recommending on salary and classification of any proposed new positions.

NOTE: This review could occupy up to one week of the time of a Personnel Officer II presently on staff. There could be some additional cost to the City in overtime to keep up with an already heavy workload."

Representatives of the Vancouver Opportunities Programme appeared before your Committee today requesting a recommendation to Council that the number of positions approved for classification and salary determination be expanded from five (5) to seven (7).

cont'd.....

Regular Council, September 25, 1973 5

DELEGATIONS & UNFINISHED BUSINESS (cont'd.)

1. Vancouver Opportunities Program - Request
for Classification and Salary Determination -
7 Positions (cont'd.)

The V.O.P. submitted a number of class specifications in support of their request. The Director of Welfare & Rehabilitation opposed the establishment of seven positions and stated that a review by his Department of the additional V.O.P. work load indicated a need for 2 additional permanent staff, making a total of four (4) positions to be classified by the Director of Personnel Services. This assessment was based on the work performance of staff doing similar jobs in his Department. He also pointed out that the Welfare and Rehabilitation Department has two full-time staff working on the V.O.P. programme.

The V.O.P. representatives stated that, at present, there are a number of workers on the programme on LIP grants. When the LIP grants are phased out, the V.O.P. programme would be left with only two staff members to carry out all the necessary work and would therefore have to rely very heavily on volunteers, which would not lead to efficient operation. The argument was made that V.O.P. workers have very often been out of the work force for a number of years and may be undergoing job training and therefore could not be expected to perform as effectively as regular welfare and rehabilitation staff. Therefore, your Committee

RECOMMENDS that Council

- A. approve the establishment of three (3) additional permanent full-time positions under the Vancouver Opportunities Programme and that the Director of Welfare and Rehabilitation be instructed to submit to the Standing Committee on Social Services within a reasonable period of time an evaluation of the operation of the programme with the expanded staff;
- B. instruct the Director of Personnel Services to proceed with classification and salary determination of five (5) positions for the Vancouver Opportunity Programme -- (as previously approved by Council on May 15, 1973.)

In this regard, Mrs. Joan Morelli filed a brief and addressed the Council with respect to her Organization's program, requesting five (5) additional full-time positions and proposing that salaries be determined on an equal basis.

The Director of Welfare & Rehabilitation also addressed the Council and answered questions.

MOVED by Ald. Rankin,

THAT the recommendations contained in the foregoing report of the Standing Committee on Social Services be approved subject to C.A.P. sharing.

(Carried)

MOVED by Ald. Marzari in Amendment,

THAT the figure "three (3)" contained in Recommendation A. be struck and the figure "five (5)" be inserted.

- LOST.

(Aldermen Bowers, Hardwick, Linnell, Mayor Phillips, Aldermen Rankin & Volrich voted against the amendment).

MOVED by Ald. Marzari in Amendment,

THAT, Recommendation B., be deleted and the Council approach the Provincial Government with the suggestion that these positions receive a salary on an equal basis.

- LOST.

(Aldermen Bowers, Gibson, Harcourt, Hardwick, Linnell, Massey, Pendakur, Mayor Phillips, Aldermen Rankin & Volrich voted against the amendment).

DELEGATIONS & UNFINISHED BUSINESS (cont'd.)

1. Vancouver Opportunities Program - Request
for Classification and Salary Determination -
7 Positions (cont'd.)

The motion by Alderman Rankin was therefore put
and - CARRIED.

(Alderman Marzari voted against the motion).

Council agreed to inform the Director of Personnel Services that the delegation from the Vancouver Opportunities Program is requesting that the positions be determined on an equal basis insofar as salaries are concerned.

2. Greater Vancouver Apartment Owners
Association- Vancouver Rental
Accommodation Grievance Board

It was agreed to defer this matter pending the hearing of a delegation later this day.

3. Locked-In-Lot -
426 East 6th Avenue

It was agreed to defer this matter pending the hearing of a delegation later this day.

COMMUNICATIONS OR PETITIONS

1. Proposed Hotel - Renfrew & Franklin

The Council noted a letter from United Equities Ltd. dated September 18, 1973, in which it was requested that the matter of a proposed development of a hotel at Renfrew and Franklin Streets be deferred so that preparation of necessary material and studies can be completed.

MOVED by Ald. Hardwick,
THAT the request by United Equities Ltd. for deferment be approved and the matter be left in the hands of the City Clerk's Office to arrange delegations as necessary.

- CARRIED UNANIMOUSLY.

- 2(a), (b) & (c) re Granville Street
Pedestrian Transitway

It was agreed to defer consideration of these communications pending the hearing of delegations later this day.

BOARD OF ADMINISTRATION, DEPARTMENT & OTHER REPORTS

- A. BOARD OF ADMINISTRATION,
General Report, September 21, 1973

WORKS AND UTILITY MATTERS

- Clause 1 - Water Main and Hydrant Installations -
Yew Street and King Edward Avenue

MOVED by Ald. Linnell,
THAT the recommendation of the Board of Administration as contained in the above clause be approved.

- CARRIED UNANIMOUSLY.

Regular Council, September 25, 1973 7

BOARD OF ADMINISTRATION, DEPARTMENT & OTHER REPORT (cont'd.)

WORKS AND UTILITY MATTERS (cont'd.)

Clause 2 - Local Improvements on the
'Initiative Principle'

MOVED by Ald. Linnell,

THAT the recommendation of the Board of Administration as contained in the above clause be approved.

- CARRIED UNANIMOUSLY
and by the required majority.

FIRE AND TRAFFIC MATTERS (September 21, 1973)

The Council considered this report which contains two clauses identified as follows:

- Cl. 1: Fire Protection, University
Endowment Lands
- Cl. 2: Obstruction of Fire Exits by Motor Vehicles

MOVED by Ald. Marzari,

THAT the recommendations of the Board of Administration as contained in clauses 1 and 2 be approved.

- CARRIED UNANIMOUSLY.

FINANCE MATTERS (September 21, 1973)

The Council considered this report which contains three clauses identified as follows:

- Cl. 1: Facsimile Signatures - Bank of Montreal
- Cl. 2: Additional Clerical Personnel - Health
Department
- Cl. 3: City of Vancouver Auto Towing Service

The Council took action as follows:

Clause 1 - Facsimile Signatures -
Bank of Montreal

MOVED by Ald. Harcourt,

THAT Whereas for the convenience of the City it is deemed advisable that cheques drawn on the Bank of Montreal against the Payroll and Wages accounts of the City be signed by affixing the signature or signatures with a cheque-signing machine or other mechanical means.

THEREFORE BE IT RESOLVED:

- A. That the Bank of Montreal be and it is hereby authorized and directed to pay any and all cheques or instruments purporting to be cheques of the City but in no case individually exceeding the limitations imprinted on cheques presented for payment bearing facsimile signature of the following official who has been duly authorized to sign cheques for and on behalf of the City

Official - Comptroller of Accounts

- B. That such cheques or instruments shall have the same legal effect, may be dealt with to all intents and purposes and shall bind the City as fully and effectually as if signed in the handwriting of and duly issued by such officer or officers for and on behalf of the City, regardless of howsoever or by whomsoever the said facsimile signature(s) shall have been mechanically affixed:

Regular Council, September 25, 1973 8

BOARD OF ADMINISTRATION, DEPARTMENT & OTHER REPORTS (cont'd.)

FINANCE MATTERS (cont'd.)

Clause 1 - Facsimile Signatures -
Bank of Montreal (cont'd.)

C. That the City shall provide the said Bank with a certified copy of this Resolution and certified specimens of such facsimile signatures and that such Resolution may be acted upon by each Branch of the said Bank with which any dealings are had by the City until notice to the contrary or of any change therein has been given in writing to the Manager or Acting Manager of such Branch."

- CARRIED UNANIMOUSLY.

Clause 2 - Additional Clerical
Personnel - Health Department

MOVED by Ald. Harcourt,

THAT the recommendation of the Board of Administration as contained in the above clause, be approved.

- CARRIED UNANIMOUSLY.

Clause 3 - City of Vancouver
Auto Towing Service

MOVED by Ald. Bowers,

THAT tenders for the City of Vancouver towing service be called on the basis of the two-zone system.

(Referred)

MOVED by Ald. Linnell,

THAT the matter of the City of Vancouver Auto Towing Service be referred to the Vehicles-for-Hire Board with the suggestion that the Board examine the matter of dividing the City into areas for this towing service and that the Vehicles-for-Hire Board report back to Council as soon as possible.

- CARRIED UNANIMOUSLY.

PROPERTY MATTERS (September 21, 1973)

Sale of Portion of Lot 1, Block 113,
Section 28, T.H.S.L. Situated on the
W/S of Kootenay Street, South of
Charles Street

In considering this clause, it was suggested that an opinion be sought from the Charles Adanac Planning Committee before any action is taken as this group had expressed concern to Alderman Harcourt respecting access to the property and particularly expressing concern that barriers at the north end of the property remain. The property in question is to be used as a Damaged Automobile Claims Inspection Centre by the Insurance Corporation of British Columbia.

Commissioner Ryan advised that the Technical Planning Board had approved the Development Permit for the Centre subject to certain conditions which included agreement by the Charles Adanac Planning Committee to the development.

MOVED by Ald. Hardwick,

THAT this clause be deferred pending a report from the Technical Planning Board as soon as possible, concerning access to the property.

- CARRIED UNANIMOUSLY.

BOARD OF ADMINISTRATION, DEPARTMENT & OTHER REPORTS (cont'd.)

B. DEPARTMENTAL REPORT,
September 21, 1973.

FINANCE MATTERS

Mechanics' Liens Filed Against the
Pacific National Exhibition Lands

MOVED by Ald. Linnell,
THAT the recommendation of the Corporation Counsel as contained
in this clause, be approved.

- CARRIED UNANIMOUSLY.

C. Granville Street Pedestrian
Transitway

It was agreed to defer this matter to later this day when the
Council would be dealing with the matter of the Granville Street
Pedestrian Transitway.

COMMITTEE OF THE WHOLE

MOVED by Ald. Hardwick,
THAT the Committee of the Whole rise and report.

- CARRIED UNANIMOUSLY.

MOVED by Ald. Linnell,
SECONDED by Ald. Gibson,
THAT the report of the Committee of the Whole be adopted.

- CARRIED UNANIMOUSLY.

MOTIONS

1. Public Officials Disclosure Act

The following Notice of Motion was submitted at the Council
meeting of September 18, 1973, seconded this day by Alderman
Pendakur:

MOVED by Ald. Volrich,
SECONDED by Ald. Pendakur,

THAT WHEREAS the Provincial Government introduced Bill 132, the
Public Officials Disclosure Act, at the 1973 Spring Session of the
Legislature but withdrew the Bill at second reading;

AND WHEREAS the proposed legislation has caused much concern
among many elected officials at the municipal and regional levels;

AND WHEREAS the principle of requiring elected officials to
disclose any financial and property interests which may affect
their actions and decisions while in public office is accepted as
a valid principle and desirable objective;

AND WHEREAS it is noted that the Municipal Act and Vancouver
Charter presently contain certain provisions for disqualification
of candidates and officials for public office if they have any
direct or indirect interest in any contract or services connected
with their City or Municipality;

AND WHEREAS the legislation as originally introduced would
in some respects mitigate against many persons whose sole aim
in standing for public office is to be of public service;

MOTIONS (cont'd.)1. Public Officials Disclosure Act (cont'd.)

THEREFORE BE IT RESOLVED THAT the Provincial Government be urged to take into consideration the following matters in its reconsideration of the proposed legislation:

- (1) While the principle of public disclosure is accepted, it should not be made unworkable or impractical from the standpoint of many individuals who wish to offer themselves for elected office in their communities;
- (2) There should be full disclosure of the candidate's assets;
- (3) The disclosure should include the assets of the spouse and family;
- (4) The Statement of Disclosure should be filed with the Attorney-General;
- (5) The information contained in the Statement, or that part of the information which may be requested, should be disclosed only in circumstances where just and reasonable cause is shown for the disclosure of the information to any individual;
- (6) The candidate or official affected should be advised of the identity of the person making the request;
- (7) The words "adviser or consultant" should be omitted from the definition of persons required to make disclosure.

MOVED by Ald. Harcourt in Amendment,

SECONDED by Ald. Bowers,

THAT the word "family" in Clause (3) be struck and the words "dependent children" be inserted in lieu thereof.

FURTHER THAT the following words be added to Clause (4) "and be a public document".

FURTHER THAT Clause (5) and (6) be deleted.

- CARRIED.

(Aldermen Massey, Pendakur & Volrich voted against the motion).

The motion, as amended, reading as follows, was therefore put and

- CARRIED.

THAT WHEREAS the Provincial Government introduced Bill 132, the Public Officials Disclosure Act, at the 1973 Spring Session of the Legislature but withdrew the Bill at second reading;

AND WHEREAS the proposed legislation has caused much concern among many elected officials at the municipal and regional levels;

AND WHEREAS the principle of requiring elected officials to disclose any financial and property interests which may affect their actions and decisions while in public office is accepted as a valid principle and desirable objective;

AND WHEREAS it is noted that the Municipal Act and Vancouver Charter presently contain certain provisions for disqualification of candidates and officials for public office if they have any direct or indirect interest in any contract or services connected with their City or Municipality;

AND WHEREAS the legislation as originally introduced would in some respects mitigate against many persons whose sole aim in standing for public office is to be of public service;

cont'd.....

MOTIONS (cont'd.)

1. Public Officials Disclosure Act (cont'd.)

THEREFORE BE IT RESOLVED THAT the Provincial Government be urged to take into consideration the following matters in its reconsideration of the proposed legislation:

- (1) While the principle of public disclosure is accepted, it should not be made unworkable or impractical from the standpoint of many individuals who wish to offer themselves for elected office in their communities;
- (2) There should be full disclosure of the candidate's assets;
- (3) The disclosure should include the assets of the spouse and dependent children;
- (4) The Statement of Disclosure should be filed with the Attorney-General, and be a public document;
- (5) The words "adviser or consultant" should be omitted from the definition of persons required to make disclosure.

2. Closing and Stopping Up Portion of the S/S Powell Street, west of Dunlevy Street

MOVED by Ald. Rankin,
SECONDED by Ald. Massey,

THAT WHEREAS:

- 1. The City of Vancouver is the owner of all the streets and lanes lying within the limits of the City of Vancouver;
- 2. The North Seven (7) feet of Lot Eight (8), Block Fifty-Five (55), District Lot One Hundred and Ninety-Six (196), Plan 196 was established for lane under filing 33625;
- 3. This portion is now surplus to the City's highway requirements and the abutting owner has made application to acquire the seven foot strip;

NOW THEREFORE BE IT RESOLVED that the portion of highway composed of the North 7 feet of Lot 8, Block 55, District Lot 196, Plan 196, be closed stopped up and conveyed to the owner of the remainder of Lot 8, said Block 55, and that the said 7 feet be added to the remainder of the said Lot 8 to form one parcel.

(closing of portion of the S/S Powell Street, west of Dunlevy Street)

- CARRIED UNANIMOUSLY.

cont'd.....

MOTIONS (cont'd.)

- 3. Governmental Reform Plebiscite -
October 24, 1973

Alderman Volrich, on behalf of the Special Committee re Governmental Reform, recommended that the City Clerk, as the Returning Officer for the October 24, 1973, plebiscite, be instructed that the questions on the ballot on Governmental Reform be treated separately during tabulation, i.e. any questions properly answered on the ballot should be accepted and counted regardless of whether another question on the same ballot may be improperly answered or completed.

MOVED by Ald. Volrich,
SECONDED by Ald. Gibson,

THAT the foregoing recommendation of the Special Committee, be approved.

- CARRIED.

(Alderman Linnell voted against the motion).

- - - - -

The Council recessed at approximately 4:00 p.m. following which an 'In Camera' session was held and the Council reconvened in open session in the Council Chamber with the same personnel present at approximately 4:20 p.m.

- - - - -

NEW BUSINESS

- 1. B.C. Hydro Land, False Creek

Under date of September 25, 1973, Alderman Hardwick submitted the following report:

Following Council instructions of June 12, 1973,

- "(b) That Council formally approach the Provincial Government and B. C. Hydro to ascertain as quickly as possible the future use of the related B. C. Hydro lands.

I have met with Mr. J.W. Wilson, Executive Director, B. C. Hydro, September 7, and accompanied by Mr. Wilson, The Honourable Robert Williams September 19, 1973.

B. C. Hydro Railway personnel wish to maintain the land for transportation purposes, however, both Mr. Wilson and Mr. Williams recognize the legitimacy of other uses for at least part of the property.

I recommend to Council:

- (i) That a portion of Mr. E.D. Sutcliffe's time be freed to co-ordinate City, B. C. Hydro, and provincial representatives in a review of all pertinent information on transportation and land use in the east side of False Creek.
- (ii) Alderman Hardwick as Chairman of the False Creek Committee be empowered to negotiate terms of the review with the other parties for report back to Council.
- (iii) Alderman Hardwick's expenses for September 19, 1973 trip be paid.

NEW BUSINESS (cont'd.)

1. B.C. Hydro Land, False Creek (cont'd.)

MOVED by Ald. Hardwick,
SECONDED by Ald. Gibson,
THAT recommendations (i) and (ii) of the foregoing report
dated September 25, 1973, be approved.

- CARRIED.

(Alderman Linnell voted against the motion).

MOVED by Ald. Hardwick,
SECONDED by Ald. Gibson,
THAT recommendation (iii) of the foregoing report dated
September 25, 1973, be approved.

- CARRIED UNANIMOUSLY.

- - - - -

During consideration of the above subject, the Mayor
left the meeting and Deputy Mayor Massey assumed the
Chair.

- - - - -

OTHER MATTERS

1. Conditional Uses - Fairview Slopes

Alderman Hardwick advised that he would submit to the next
Council meeting a recommendation with respect to conditional uses
affecting the Fairview Slopes area.

2. Boulevard Trees - West End

The Deputy Mayor advised Council that it had been the practice
since 1970, that before any boulevard trees in the West End area
were to be removed, such matters were to be discussed with the
Board of Administration and former Mayor Campbell. The Deputy
Mayor advised that there was no resolution of Council in this
regard and therefore requested the direction of Council. Com-
missioner Ryan advised that the Technical Planning Board has
approved a development permit application at 1076 Denman Street
and this affects a large tree which is required to be replaced.

MOVED by Ald. Linnell,
SECONDED by Ald. Gibson,
THAT it be the policy of Council that before any trees on
public property are removed in the West End area (all streets
west of Burrard), such be referred to Council for consideration.

FURTHER THAT Council wishes this policy to apply to the
large tree affected by Development Permit #63072 re 1076 Denman
Street.

- CARRIED.

(Aldermen Bowers, Hardwick, Rankin & Volrich voted
against the motion).

- - - - -

The Council recessed at approximately 4:50 p.m. to reconvene
in the Council Chamber at 7:30 p.m.

- - - - -

Regular Council, September 25, 1973 14

The Council reconvened in open session in the Council Chamber at approximately 7:30 p.m., Mayor Phillips in the Chair and the following members present:

PRESENT: Mayor Phillips
Aldermen Bowers, Gibson, Harcourt, Hardwick,
Linnell, Marzari, Massey, Pendakur,
Rankin and Volrich

COMMITTEE OF THE WHOLE

MOVED by Ald. Hardwick,
SECONDED by Ald. Linnell,

THAT the Council resolve itself into Committee of the Whole,
Mayor Phillips in the Chair.

- CARRIED UNANIMOUSLY

POINT OF PRIVILEGE

Alderman Pendakur rose on a point of privilege to raise the matter of the oil spill caused by the collision of two freighters immediately west of Lions Gate Bridge, at approximately 3:00 a.m. today. The Alderman briefly outlined the present situation as it had been reported via the news media.

MOVED by Ald. Pendakur,

THAT the City of Vancouver offer to the Municipality of West Vancouver whatever assistance is possible in respect of the recent oil spill in the Harbour which has affected that Municipality's shoreline, and in this regard the Board of Administration be requested to relay this offer of assistance forthwith to the Municipality.

- CARRIED UNANIMOUSLY

REPORT REFERENCE, DELEGATIONS AND SPECIAL COMMITTEE REPORT

Granville Street Transit Mall

Alderman Massey, as Chairman of the Granville Street Transit Mall Committee, introduced the topic with a brief resumé of Council's actions and the investigations of the Committee, including the report of the Consultants, Bain, Burroughs, Hanson. The Alderman advised that the Coordinator for the Committee and Mr. R. Bain would be submitting further oral and graphic material.

The Committee Coordinator showed the Council a short film made during the visit to Nicollet Mall and Mr. Bain showed a series of slides to illustrate the development of his design concept for the Granville Street Transit Mall.

The Deputy City Engineer spoke to the estimates of cost and the scheduling and method of construction proposed for the actual physical works.

Mr. A. Baker, representing the merchants in the 800 block Granville Street, spoke and referred to the ten points submitted in that group's letter to Council dated September 19, 1973 and expressed project approval subject to these points.

Mr. A. Smit of Tom Lee Music Co. Ltd. submitted a brief supporting the project and expressed concern respecting the present situation in the area and requesting Council's consideration of these items.

Mr. J. Stearman, located on Nelson Street off Granville Street addressed the Council expressing concern re the parking situation which, in his opinion, would result on streets adjacent to Granville Street.

cont'd....

REPORTS OF COMMITTEES (cont'd)Granville Street Transit Mall (cont'd)

Mr. S. Kripps, chairman of the 1000-1300 block Granville Improvement Committee, had made arrangements to appear and speak on behalf of the group but, due to unforeseen circumstances, was not able to be present. A letter was submitted and read by the Mayor advising of his inability to attend and advising the group favours the development of the Mall. The letter also suggested consideration be given to the lanes on the East and West side of Granville Street by the addition of lighting, etc.

Council had before it a letter from the Downtown Business Association, dated September 20, 1973, which expressed concern by the way in which the project was being organized.

After the hearing of the above delegations Council generally discussed various aspects of the proposal and the following recommendations of the Committee as contained in its report dated September 24, 1973:

"RECOMMENDATIONS

1. That the consultants , Bain , Burroughs & Hanson be required to provide the essential design elements that remain outstanding for firm approval by Council no later than October 15, 1973.

2. That Council instruct the Committee to negotiate with Bain, Burroughs & Hanson for their additional involvement beyond the present terms of reference and to report back on new terms of reference and costs.

3. That Council instruct the Engineering Department to proceed immediately with the project.

4. That Council take appropriate action to ensure :

(a) that Pacific Centre returns Howe Street to the City by December 1, 1973.

(b) that B.C. Hydro moves transit to adjacent streets by January 31, 1974.

5. That merchants and property owners be advised that because of the urgency of the deadline it will be necessary for sewer crews to work on Granville Street during a portion of the Christmas season. Sidewalks will not be disrupted and traffic will be maintained during this period.

6. That Council waive normal tendering procedures and instruct the Engineering Department to negotiate directly with contractors and suppliers.

7. That the Granville Street Planning Committee be expanded to include seven Granville Street businessmen and/or property owners with appointment by Council to be on the advice of the Committee.

8. That the Mayor and Alderman Massey be instructed to meet representatives of the Federal and Provincial Governments for the purpose of obtaining Financial assistance.

9. That the Mayor and Alderman Massey meet with Merchants and property owners to arrange equitable cost sharing.

cont'd.....

REPORTS OF COMMITTEES (cont'd)

Granville Street Transit Mall (cont'd)

10. That all business license applications between Nelson and Hastings Streets be referred to the Co-ordinator of the Project by the Department of Permits and Licenses prior to any action being taken until further notice by the Co-ordinator.

11. That Council approve the financing of this project as set out in the report of the Director of Finance in the amount of of \$3,244,000 (estimated Engineering Department costs) plus an additional \$6000 for contingencies as required by the Committee. Total = 3,250,000."

MOVED by Ald. Massey,

THAT the recommendations 1 to 11 contained in the report of the Granville Street Transit Mall Committee dated September 24, 1973, be approved and that the appropriate officials be instructed to make the necessary application for a capital winter works project in respect of the matter, or any other senior government assistance available.

- CARRIED

(Alderman Rankin voted against the motion)

MOVED by Ald. Rankin, in amendment,

THAT the following words be added to the motion of Alderman Massey:

"subject to cost sharing being determined as one-third from senior governments, one-third from the merchants of the area and one-third from the City of Vancouver, before the project is approved".

- LOST

(Aldermen Bowers, Gibson, Harcourt, Hardwick, Linnell, Marzari, Massey, Pendakur, Volrich and the Mayor voted against the motion)

(The motion of Alderman Massey was put and CARRIED)

MOVED by Ald. Hardwick,

THAT where there are alternatives to the proposed capital expenditures, the Committee report back to the Council in connection therewith, prior to that work being commenced.

- CARRIED

(Alderman Rankin voted against the motion)

MOVED by Ald. Hardwick,

THAT the correspondence regarding the Granville Street Transit Mall be received.

- CARRIED UNANIMOUSLY

UNFINISHED BUSINESS (cont'd)

2. Vancouver Rental Accommodation
Grievance Board

Mr. Bruce P. Innes, president of the Greater Vancouver Apartment Owners' Association submitted and read to the members of Council a brief dated September 21, 1973, regarding the Vancouver Rental Accommodation Grievance Board and Law Reform Questions. The brief detailed comments relating to Council's action on August 28, 1973, when Council dealt with the above two items.

The members of the Council addressed certain questions to Mr. Innes.

MOVED by Ald. Volrich,

THAT the brief of the Greater Vancouver Apartment Owners' Association be received.

- CARRIED UNANIMOUSLY

3. Locked-in Lot: 426 East 6th Avenue

Under date of August 24, 1973, the Director of Permits and Licenses and the Deputy Director of Planning and Civic Development reported, as per the policy of Council, on the locked-in lot situation created by the application for development permit by J.H.D. Investments Limited, in the 400 block East 6th Avenue. J.H.D. Investments Ltd. were proposing a multiple residential development on Lots 2 to 6, Block 102, D.L. 264A and this development would leave Lot 1, the property owned by Mr. Ho as a "locked-in" lot. Attached to the report were copies of correspondence which passed between the solicitors for the two principals.

Mr. Wong Lim Ho submitted and read to the Council an undated brief.

Mr. Kenneth M. Noble, Solicitor, submitted and spoke to an undated summary of events relating to the sale of the lot in question to Mr. Ho.

After discussion, it was,

MOVED by Ald. Rankin,

THAT further consideration of this matter be deferred for one week's time to allow both parties an opportunity of considering the representations made here this day.

- CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Ald. Hardwick,

THAT the Committee of the Whole rise and report.

- CARRIED UNANIMOUSLY

MOVED by Ald. Hardwick,

SECONDED by Ald. Linnell,


THAT the report of the Committee of the Whole be adopted.

- CARRIED UNANIMOUSLY

The Council adjourned at approximately 10:45 p.m.

The foregoing are Minutes of the Regular Council meeting
of September 25, 1973, adopted on October 2, 1973.


MAYOR


CITY CLERK

Board of Administration, September 21, 1973 (WORKS - 1)

WORKS & UTILITY MATTERS

CITY ENGINEER'S REPORT

RECOMMENDATIONS:

The City Engineer reports as follows:

1. Water Main and Hydrant Installations - Yew Street and King Edward Avenue

"For the purpose of providing fire protection for their development, south of King Edward Avenue, Marathon Realty Co. has agreed to pay approximately \$34,000 for the installation of a 12" water main on King Edward Avenue from Valley Drive to Arbutus Street. New fire hydrants to be installed off this main and on City property are to be paid for by the City, and in addition it would be advisable to interconnect the new main with the existing City grid at Yew Street, thereby improving fire protection north of King Edward Avenue.

The total cost for the described extra work is estimated at \$7,000.

I RECOMMEND that this work be approved and that \$7,000 be appropriated from Account No. 128/7902, 'Short Notice Projects - Unallocated'."

Your Board RECOMMENDS that the foregoing be approved.

2. Local Improvements on the "Initiative Principle"

First Step

The Deputy City Engineer reports as follows:

"As required by the Local Improvement Procedure By-Law, projects for:

Pavements and Curbs (Higher Zoned)
Pavements and Curbs (Local Residential)
Lane Pavements (Higher Zoned)
Lane Pavements (Residential Standard)
P.C. Concrete Sidewalks
P.C. Concrete Sidewalks (Filler Walks)

shown on the attached schedule dated September 14, 1973, are advanced to Council on the 'Initiative Principle'.

It is advisable to advance these projects on the 'Initiative Principle' for the following reasons:

Pavements and Curbs (Higher Zoned)
and Lane Pavements (Higher Zoned)

In their unpaved condition these streets and lanes give an inadequate level of service and in most cases maintenance costs are becoming high. With many absentee owners, circulating petitions in the higher zones is a task which few owners are willing to undertake, although many may favour the improvements. Initiation is thus the only way for the proposals to be brought before the owners for their consideration.

Pavements and Curbs (Local Residential)

On July 5, 1973, Council dealt with a report regarding these two streets, together with 59th Avenue (listed under Higher Zoned) and instructed the Engineer to advance these projects on the 'Initiative Principle'.

Lane Pavements (Local Residential)

These two projects have been advanced in cases where a petition has been sufficiently signed for a part of a project, but not sufficiently signed for the whole project. The parts having sufficient support are initiated as smaller projects to avoid the circulation of another petition.

Cont'd . . .

Board of Administration, September 21, 1973 (WORKS - 2)

Clause 2 cont'd

P.C. Concrete Sidewalks

Requests for these walks, which link up existing sidewalk facilities, have been made either by non-abutting residents who have paid for their own improvement and are requesting the City to provide a continuous sidewalk, or by other interested people who wish to have continuous sidewalk facilities in their areas.

P.C. Concrete Sidewalks (Filler Walks)

These projects have been advanced as part of the Tree Planting Program in the downtown area. This program was approved by Council on December 5, 1972.

As with all local improvement projects, final approval of each project is given by Council after the Court of Revision at which affected property owners may appear.

The City's share of these improvements is available in the 1973 Streets Capital Budget."

Second Step

The Director of Finance submits the following report on the financial arrangements:

"In accordance with the provision of the Local Improvement Procedure By-Law, I am submitting the Deputy City Engineer's report dated September 14, 1973.

The estimated total cost of these improvements is \$3,073,101.00 and the City's share of the cost is \$1,695,871.00.

I have to report that the necessary financial arrangements can be made to carry out this work."

Your Board has decided that it is desirable to undertake the projects referred to and RECOMMENDS that:

- (a) The reports of the Deputy City Engineer and Director of Finance be adopted together with the details of the Second Step Report on file in the City Clerk's Office.
- (b) The City-owned parcels shown on the list attached to the detailed Second Step Report for the Local Improvement projects be declared assessable.
- (c) The Court of Revision for projects listed in the attached schedule dated September 14, 1973 be held at 7:30 P.M. on Thursday, November 29, 1973.

Your Board RECOMMENDS that the foregoing recommendation of the Deputy City Engineer be approved.

FOR COUNCIL ACTION SEE PAGE(S) 598-9

FIRE AND TRAFFIC MATTERS

A-6

RECOMMENDATION

1. Fire Protection, University Endowment Lands

The Corporation Counsel reports as follows:

" Under the terms of an agreement between the City of Vancouver, the Minister of Lands, and the University of British Columbia, the minimum annual charge payable to the City for the provision of fire protection on the University Endowment Lands is subject to review by the City during the month of February in every fifth year for the purpose of determining a new minimum annual payment based on the cost of operating the City Fire Department as determined by the City for the five-year period immediately preceding the year in which the new minimum payment is determined.

The minimum annual payment for the past five years has been \$13,500, however, the Director of Finance has estimated that the increased costs of operation of the Fire Department are such that the new minimum annual payment should be increased to \$21,500 for the next five years from January 1, 1973.

The proposal to increase the minimum annual charge has been discussed with the Deputy Minister of Lands and the Manager of the University Endowment Lands who have agreed to such increase.

RECOMMENDED that the minimum annual charge payable to the City under the terms of the agreement between the City of Vancouver, the Minister of Lands and the University of British Columbia be increased to \$21,500 for the next five years from January 1, 1973."

Your Board RECOMMENDS that the foregoing be approved.

2. Obstruction of Fire Exits by Motor Vehicles

The City Engineer reports as follows:

"For some years now, in building construction, there has been a progression away from outside fire escapes. More and more buildings are being constructed with inside fire escapes as an integral design with the building. This has resulted in an increasing number of 'man-door' fire exits at ground level.

Where such doors exit on to private property the Fire Chief has authority and has enacted regulations to keep the doors clear of any blockage of exodus. Where buildings are built to the abutting street or lane property line there are no regulations preventing blockage of exodus from fire exits on to City street allowance. Generally, such doors exit on to lanes, where, without any intervening boulevard area, vehicles parked or legally stopped for loading purposes frequently block fire exits.

The Fire Department has no record of any specific misfortune resulting from such blockages but is concerned about the potential hazard.

The Fire Chief has authority to call for specific markings of fire exits and the Fire Warden's Office is the agency to police the proper markings of proper doors.

This whole matter has been discussed with both Fire and Police Departments. It has been agreed that with appropriate amendments to the Street and Traffic By-law, follow-up action by the Fire Chief, Fire Warden's Office and Police Department will remove the potential hazard of vehicles blocking fire exits.

. Cont'd

Clause 2 Cont'd

Accordingly, it is RECOMMENDED:

1. That Section 3 (Interpretation) of the Street and Traffic By-law be amended to introduce a definition of 'Fire Exit'.
2. That Section 21 (General Stopping Prohibitions) be amended to introduce a new clause prohibiting stopping in front of or within five feet on either side of a Fire Exit.
3. That the Corporation Counsel be instructed to submit the necessary amending by-law."

Your Board RECOMMENDS that the foregoing recommendations of the City Engineer be approved.

FOR COUNCIL ACTION SEE PAGE(S) 599

A-7

Board of Administration, September 21, 1973 . . . (FINANCE - 1)

FINANCE MATTERSRECOMMENDATION1. Facsimile Signatures - Bank of Montreal

The Director of Finance reports as follows:

"The Bank of Montreal has requested a formal Council Resolution authorizing the use by the City of mechanical signatures on pay cheques. The following is the wording requested in the resolution by the Bank of Montreal:

'Whereas for the convenience of the City it is deemed advisable that cheques drawn on the Bank of Montreal against the Payroll and Wages accounts of the City be signed by affixing the signature or signatures with a cheque-signing machine or other mechanical means.

THEREFORE BE IT RESOLVED:

- A. That the Bank of Montreal be and it is hereby authorized and directed to pay any and all cheques or instruments purporting to be cheques of the City but in no case individually exceeding the limitations imprinted on cheques presented for payment bearing facsimile signature of the following official who has been duly authorized to sign cheques for and on behalf of the City

Official - Comptroller of Accounts

- B. That such cheques or instruments shall have the same legal effect, may be dealt with to all intents and purposes and shall bind the City as fully and effectually as if signed in the handwriting of and duly issued by such officer or officers for and on behalf of the City, regardless of howsoever or by whomsoever the said facsimile signature(s) shall have been mechanically affixed:
- C. That the City shall provide the said Bank with a certified copy of this Resolution and certified specimens of such facsimile signatures and that such Resolution may be acted upon by each Branch of the said Bank with which any dealings are had by the City until notice to the contrary or of any change therein has been given in writing to the Manager or Acting Manager of such Branch."

Your Board RECOMMENDS approval of the foregoing motion of the Director of Finance.

2. Additional Clerical Personnel - Health Department

The Medical Health Officer reports as follows:

"With the establishment of two Sub-Offices for community services at 1655 Robson Street and 306 Abbott Street the experience has been that the work load in the Clerical Division is much greater than was anticipated. This matter has been discussed with the Administrative Analyst who is making a thorough study of the clerical situation of the Health Department. However, the work load at the two Sub-Offices exceeds the capacity of the Clerks assigned to these offices. It is therefore requested that pending completion of the review that authority be given to employ two Clerk Typists on a temporary basis until a report on the matter of Clerical Staff has been submitted (not exceeding six months).

Clause No. 2 (cont'd)

The estimated expense for the two additional positions for balance of 1973 is summarized as follows:

Salaries	\$2,820.00
Fringe Benefits	<u>282.00</u>
Total	\$3,102.00

Provision of funds to cover the two positions is available within the salary appropriations of the Health Department. It is proposed to obtain the necessary furniture and equipment on a temporary basis from Surplus Stores."

Your Board RECOMMENDS that the two temporary Clerk Typist positions be established for a period not exceeding six months pending receipt of the report of the Administrative Analyst. The classifications to be confirmed by the Director of Personnel Services.

CONSIDERATION3. City of Vancouver Auto Towing Service

The Corporation Counsel reports as follows:-

"Prior to December 1967 the City called for tenders to provide a towing service for the entire City. Briefly, the service covers the towing of impounded vehicles in 7:00am to 9:00am and 4:00pm to 6:00pm rush hour zones and the towing of police vehicles and vehicles held by the Police Department for investigation purposes. Towing service contracts are administered by the Police Department. Up until 1967 Buster's Auto Towing Service was the successful tenderer because it had all the necessary equipment required by the City to perform the towing service properly.

In 1967 it came to the attention of the City Council that other towing companies may be able to perform part of the service required by the City. As a result, the City was divided into two zones, the dividing line being generally at Main Street, the area to the east was designated Zone A and the area to the west was designated Zone B. Ken's Auto Towing and Buster's Auto Towing were the successful bidders and each of them serviced one of the zones.

In 1970 the City again requested tenders based on the two zone system. Both Ken's and Buster's bid on the contract but because Ken's bid was not properly authorized, Buster's was awarded the contract for the entire City, which contract expires midnight, December 3, 1973.

Does the Council wish to have tenders for the towing service called for the entire City or based on the two-zone system?"

Your Board submits the foregoing for the CONSIDERATION of Council.

BOARD OF ADMINISTRATION, SEPTEMBER 21, 1973.....(PROPERTIES - 1)

PROPERTY MATTERS

A-9

CONSIDERATION AND RECOMMENDATION

1. Sale of Portion of Lot 1, Block 113, Section 28, T.H.S.L. Situated on the West Side of Kootenay Street, South of Charles Street.
Zoned: M-2, Heavy Industrial.

The Supervisor of Property and Insurance reports as follows:-

"An application has been received from Johnston Associates Management Limited, on behalf of the Insurance Corporation of British Columbia, to purchase the approximate four acre site situated on the West side of Kootenay Street, South of Charles Street, known as the Northerly portion of Lot 1, Block 113, Section 28, T.H.S.L. It is proposed to immediately develop a Damaged Automobile Claims Inspection Centre, as part of the Provincial Government's insurance scheme.

The entire site totals approximately 5.5 acres, has been reserved from sale pending a policy determination by City Council with respect to land banking; as well, there has been a reserve of the Northwesterly portion of the site abutting the 401 Freeway for possible future freeway requirements. The Provincial Government has indicated that they are prepared to lift this reserve to enable the purchase of the reserved portion, thus creating a more rectangular site. There will be an approximate 1.5 acres unsold residual which is either marketable in itself or can be sold to abutting interests.

The Insurance Corporation of British Columbia has offered to purchase the site at \$3.00 per square foot, representing a total sales price of \$527,220. This is considered to be fair market value, and has been confirmed by private appraisal. It is noted that in accordance with Council's previous recommendations, the proceeds from this sale are to be credited to the Land Banking Reserve Account.

CONSIDERATION:

The sale to the Insurance Corporation of British Columbia of a Portion of Lot 1, Block 113, Section 28, T.H.S.L., for the purpose of developing an insurance depot.

In the event Council approves the sale, it is

RECOMMENDED:

- (1) That the sales price be \$3.00 per square foot, for a total sales price of \$527,220.00.
- (2) The date of sale to be the date of Council's approval
- (3) That the Insurance Corporation of British Columbia agree to pay an amount equal to all taxes and levies
- (4) No guarantee be given to soil stability
- (5) That the Insurance Corporation of British Columbia undertake to sign any bulkhead and/or easement documents required.
- (6) That the Mayor and City Clerk, or their Deputies, be authorized to sign plan of subdivision creating the parcel, on behalf of the City of Vancouver."

Your Board

Submits the foregoing report of the Supervisor of Property and Insurance to Council for **CONSIDERATION** and **RECOMMENDATION**.

FINANCE MATTERS

RECOMMENDATION

1. Mechanics' Liens Filed Against the Pacific National Exhibition Lands

"The Corporation Counsel reports as follows:

"Each of the following claimants have filed a claim of lien in the Land Registry Office, Vancouver, B.C. against Bock 90, D.L.T. H.S.I., Subdivision Lot 90, Plan 100, except Parcels "A" and "B", as shown on Plan 13045 owned by the City of Vancouver:

Ammo-Power Tool Company Ltd.	\$ 1,982.51
Gallopings Gadgets Ltd.	14,752.08
Rocky Mountain Distributors & Applicators Ltd. (Also known as ROMODA LTD.)	40,369.00
Arctic Sprayed-On Ltd.	20,677.00
Austin Metal Fabricators Ltd.	4,374.99
Barry Hamel Equipment Ltd.	3,658.14
Harrigan Rentals & Equipment Limited	675.00

These claims arose out of a contract between the B.C. Jockey Club and Bird Construction with respect to the construction of the horsebarns on the P.N.E. grounds.

To expedite matters Lawson, Lundell, Lawson & McIntosh, Solicitors for Bird Construction, have requested the City to execute 21-day Notices to the foregoing claimants pursuant to section 26(2) of the Mechanics' Lien Act to commence actions to enforce their liens. In the event that a claimant fails to commence such action, its claim can be cancelled from the records of the Land Registry Office. The Solicitors for Bird Construction considered it expedient to serve the 21-day Notices as soon as possible, therefore, the Notices were executed by the Mayor and the Deputy City Clerk and the seal of the City affixed thereto on Friday, September 21, 1973.

It is RECOMMENDED therefore that the following resolution be passed by the Council approving such action:

RESOLVED that the execution of the said Notices by the Mayor and the Deputy City Clerk and the affixing of the seal thereto on September 21, 1973, be and the same are hereby approved.

It is in the best interests of the City that a 21-day Notices under section 26(2) of the Mechanics' Lien Act be given as soon as possible so that the claimant is forced to commence his action without delay. Therefore, it is suggested that the Corporation Counsel be given authority to sign these Notices on behalf of the City rather than bring them before Council. The following resolution is RECOMMENDED to implement this request:

RESOLVED that the Corporation Counsel be and he is hereby authorized to sign Notices pursuant to the provisions of section 26(2) of the Mechanics' Lien Act as he may from time to time deem advisable in the interests of the City and affix the seal of the City thereto."